

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

**DAVID BRANSTEN**

Plaintiff(s),

No. C-10-02786 EDL

v.

**ORDER OF CONDITIONAL DISMISSAL**

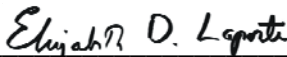
**BMW OF NORTH AMERICA**

Defendants.

The Court has been informed that the parties have settled this case. Therefore, it is hereby ordered that this case is dismissed without prejudice, with leave to reinstate on or before 90 days for the purpose of proceeding with the litigation in the event a settlement has not been completed prior to that date. In the event a request to reinstate the case is not filed and served on opposing counsel on or before the foregoing date, the dismissal will be with prejudice.

IT IS SO ORDERED.

Dated: February 16, 2011

  
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ELIZABETH D. LAPORTE  
United States Magistrate Judge